

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Halle et al.)	
Serial No.:	10/697,425)	Examiner: unassigned
Filed:	October 29, 2003)	Group Art Unit: unassigned
Title:	Food Serving Apparatus)	No.: 57150.109US1

INFORMATION DISCLOSURE STATEMENT
(37 C.F.R. §1.97(b)(3))

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, pursuant to 37 C.F.R. §1.56, the items of information listed on the enclosed Forms PTO/SB/08a and PTO/SB/08b are brought to the attention of the Examiner.

This statement should be considered because it is submitted, pursuant to 37 C.F.R. §1.97(b)(3), before the mailing of the first Office Action, therefore, no fee is required.

In accordance with 37 C.F.R. §1.98(a)(2)(i), the cited U.S. Patent references are not enclosed due to the Office's recent notice. Other references are enclosed herewith.

In accordance with 37 C.F.R. §1.104, no representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§102 and 103 and Applicant reserves the right, pursuant to 37 C.F.R. §1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicant does not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.



Consideration of the items listed is respectfully requested. Pursuant to the provisions of MPEP 609, it is requested that the Examiner return a copy of the attached Forms PTO/SB/08a and PTO/SB/08b, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

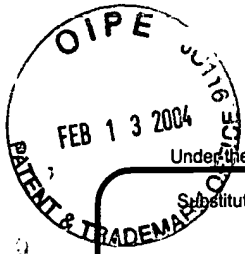
Respectfully submitted,

Date: Feb. 9, 2004

By: Thomas C. McDonough
Thomas C. McDonough
Registration No. 33,734
NEAL, GERBER & EISENBERG LLP
2 North LaSalle Street, Suite 2200
Chicago, Illinois 60602
(312) 269-5282

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By: Mitchell Cook



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Substitute for form 1449A/PTO

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STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

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of

1

Complete if Known

Application Number	10/697,425
Filing Date	10-29-2003
First Named Inventor	Halle
Art Unit	Not Yet Assigned
Examiner Name	Not Yet Assigned
Attorney Docket Number	57150.109US1

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 6,530,611	03-11-2003	Moreth	
		US- 5,551,741	09-03-1996	LaBocchetta	
		US- 5,526,569	06-18-1996	Ancona	
		US- 5,201,121	04-13-1993	Heiberg	
		US- 5,014,434	05-14-1991	Skerker et al	
		US- 4,937,942	07-03-1990	Skerker et al	
		US- 4,890,549	01-02-1990	Steiner et al	
		US- 4,569,130	02-11-1986	Koller et al	
		US- 4,088,360	05-09-1978	Jenkins et al	
		US- 4,076,297	02-28-1978	McFarland	
		US- 3,730,579	05-01-1973	Mock	
		US-			
		US-			
		US-			
		US-			
		US-			
		US-			
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FOREIGN PATENT DOCUMENTS

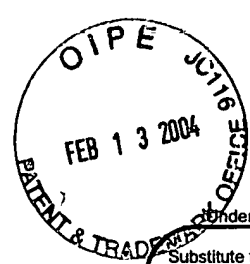
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				

Examiner
SignatureDate
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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Sheet	1	of	3
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NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
		SCI/SCANDICRAFTS, INC., "Pizza and Cake Spatula", www.cooking.com	
		Zyliss Silicone Spatulas, "Zyliss Silicone Icing Spatula", http://fantes.com/spatulas.htm	
		Zyliss Silicone Spatulas, "Zyliss Silicone Spoon-Spatula", http://fantes.com/spatulas.htm	
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		CuisiPro Silicone & Stainless Spatulas, "CuisiPro Silicone Spatula, Small, Red", http://fantes.com/spatulas.htm	
		CuisiPro Silicone & Stainless Spatulas, "CuisiPro Silicone Spatula, Large, Red", http://fantes.com/spatulas.htm	
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NON PATENT LITERATURE DOCUMENTS

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		"Rubbermaid Slim Jar Scraper, 9.5", http://fantes.com/spatulas.htm	
		"Rubbermaid Spatula, 9.5", http://fantes.com/spatulas.htm	
		"Rubbermaid Spatula 13.5", http://fantes.com/spatulas.htm	
		"Nylon Spreaders, Set of 2", http://fantes.com/spatulas.htm	
		"Serrated Stainless Spreader With Wood Handle", http://fantes.com/spatulas.htm	
		"GripEz Chopper & Scraper", http://fantes.com/spatulas.htm	
		"Bash'n Chop", http://fantes.com/spatulas.htm	
		"Polder Large Chef Scoop", http://fantes.com/spatulas.htm	
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		"Frosting and Decorating Scraper Set of 2", http://fantes.com/spatulas.htm	
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